

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Thomas C. DICKEY
For : CONTAINER TRIMMING APPARATUS
Continuation of U.S. Serial No. 10/358,839
Filed: herewith
Group Art Unit: 3727
Examiner: Joseph MOY

MAIL STOP PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF
EXPRESS MAILING EV 184578270US

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope addressed to:

MAIL STOP PATENT APPLICATION
Commissioner for Patents
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Alexandria, VA 22313-1450

on April 2, 2004
Angela Wilson
Name: Angela Wilson

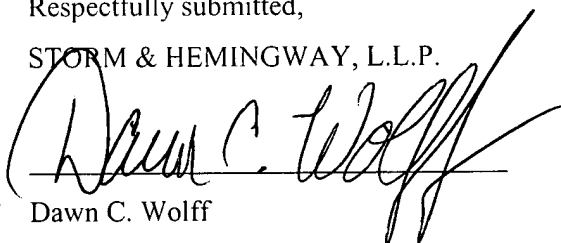
STATEMENT REGARDING COPY OF OATH OR DECLARATION AND ASSIGNMENT

Dear Sir:

The Applicant wishes to state that the enclosed copies of the Declaration and Assignment are intended for the Continuation application being submitted herewith. The copies of the Declaration and Assignment are also labeled as follows: *The copy of the Declaration[Assignment] is intended for the attached application submitted herewith.*

Respectfully submitted,

STORM & HEMINGWAY, L.L.P.



Dawn C. Wolff

Reg. No. 48,695

4-2-2004
Date

8117 Preston Road
Suite 460
Dallas, TX 75225
214.292.8996
214.292.8999 (fax)

COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION, OR C-I-P)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is for an original application.

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

CONTAINER TRIMMING APPARATUS

SPECIFICATION IDENTIFICATION

The specification is attached hereto.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Paul V. Storm

Registration Number 35,803

Robin L. Barnes

Registration Number 45,936

Dawn C. Wolff

Registration Number 48,695

of the law firm of Storm & Hemingway, LLP.

I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO

Paul V. Storm
Storm & Hemingway, LLP.
8117 Preston Rd
Ste. 460
Dallas, TX 75225

DIRECT TELEPHONE CALLS TO:

Paul V. Storm
(214) 292-8998

Customer Number 32233

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Name of First and sole Inventor:

Thomas C. Dickey

Inventor's signature



Date

2/5/03

Country of Citizenship United States of America

Residence

Grand Prairie, TX

Post Office Address

2370 West Warrior Trail
Grand Prairie, TX 75052

Practitioner's Docket No. MCC 01310PTUS

PATENT

For: U.S. Rights and Foreign Rights
For: U.S. Application
By: Inventors

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNOR:

Thomas C. Dickey
2370 West Warrior Trail
Grand Prairie, TX 75052
Nationality: United States

hereby sells, assigns and transfers to

ASSIGNEE:

Metal Container Corporation, Inc.
One of the Anheuser-Busch Companies
3636 South Geyer Road
St. Louis, MO 63127-1218
United States of America

a Delaware Corporation

and the successors, assigns and legal representatives of the ASSIGNEE the entire right, title and interest for the United States and its territorial possessions and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled:

CONTAINER TRIMMING APPARATUS

and which is found in (37 C.F.R. § 3.21) U.S. and which is found in (37 C.F.R. § 3.21) U.S. patent application executed on even date herewith and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or

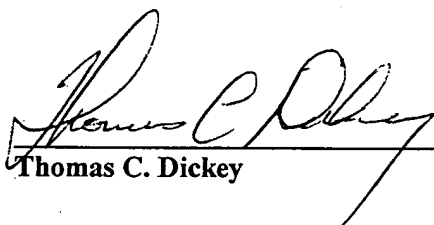
re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, the Assignor has hereunto set his hands on the date indicated below.

Date Assigned: _____



Thomas C. Dickey

Date Application Executed: _____

2/5/03



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEBRUARY 02, 2004

PTAS



102504808A

PAUL V. STORM, ESQ.
8117 PRESTON RD.
SUITE 460
DALLAS, TX 75225

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/15/2003

REEL/FRAME: 014295/0647

NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

DICKEY, THOMAS C.

DOC DATE: 02/05/2003

ASSIGNEE:

METAL CONTAINER CORPORATION, INC.
3636 SOUTH GEYER ROAD
ST. LOUIS, MISSOURI 63127

SERIAL NUMBER: 10358839

FILING DATE: 02/05/2003

PATENT NUMBER:

ISSUE DATE:

MCC01310PTUS

KIMBERLY WHITE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

Docketed by 2-5-04



OMB No. 0651-0011 (exp. 4/94)

102504808

Atty Docket No.:

MCC 01310 PTUS

DOCUMENT I.D. 102367829

7-15-03

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

<p>1. Name of conveying party(ies): Thomas C. Dickey</p> <p>Additional name(s) of conveying party(ies) attached? * Yes No</p>	<p>2. Name and address of receiving party:</p> <p>Name: Metal Container Corporation, Inc.</p> <p>Street Address: 3636 South Geyer Road</p> <p>City: St. Louis State: MO ZIP: 63127</p> <p>Country: U.S.</p> <p>Additional name(s) & address(es) attached? Yes No</p>
<p>3. Nature of conveyance:</p> <p>* Assignment Merger Security Agreement Change of Name Other</p> <p>Execution Date: 02/05/03</p>	

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of this application is:

Title: CONTAINER TRIMMING APPARATUS

A. Patent Application No. 10/358,839	B. Patent No.(s)
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Additional numbers attached? Yes No

<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Name: Paul V. Storm, Esq.</p> <p>Street Address: 8117 Preston Rd. Ste. 460</p> <p>City: Dallas State: TX ZIP: 75225</p>	<p>6. Total number of applications and patents involved: 1</p> <p>7. Total fee (37 CFR 3.41): \$40.00</p> <p>PREVIOUSLY PAID IN FILING OF PATENT APPLICATION</p> <p>8. Deposit account number: 50-2180</p> <p>(Attach duplicate copy of this page if paying by deposit account)</p>
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DO NOT USE THIS SPACE

9. Statement and signature.
To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Dawn C. Wolff, Reg No. 48,695		<p>7-15-03</p>
Name of Person Signing	Signature	Date

Total number of pages comprising cover sheet, attachments, and document: 4

Mail documents to be recorded with required cover sheet information to:
United States Patents & Trademarks,
Assignment Division
Box Assignments, CG-4
1213 Jefferson Davis Hwy, Ste 320
Washington, D.C. 20231